



08-25-05

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RCE
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Request

For

Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number

10/047,902

Filing Date

January 14, 2002

First Named Inventor

Ping Gao

Art Unit

1653

Examiner Name

Suzanne M. Mayer

Attorney Docket Number

6239/1/US (31265/USA;
6794-000148/US)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
ii. Other _____

b. Enclosed

i. Amendment/Reply
ii. Affidavit(s)/Declaration(s)
references, Return Receipt Postcard

iii. Information Disclosure Statement (IDS)
iv. Other Transmittal, Fee Transmittal, Form 1449, 5

2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)

b. Other _____

3. Fees

The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 08-0750

08/26/2005 CNGUYEN2 00000044 080750 10047902

i. RCE fee required under 37 C.F.R. 1.17(e)
ii. Extension of time fee (37 C.F.R. 1.136 and 1.17)
iii. Other _____

01 FC:1801 790.00 DA

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Lydia N. Nenow	Registration No. (Attorney/Agent)	52,530
Signature		Date	August 24, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print /Type)	Lydia N. Nenow
Signature	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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EE TRANSMITTAL for FY 2005		<i>Complete if Known</i>	
<i>Effective 10/01/2004. Patent fees are subject to annual revision.</i>			
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT		(\$) 790.00	
		Attorney Docket No. 62391/US (31265/USA; 6794-000148/US)	

METHOD OF PAYMENT (check all that apply)					FEE CALCULATION (continued)					
<input type="checkbox"/> Check	<input type="checkbox"/> Credit card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None	3. ADDITIONAL FEES					
<input checked="" type="checkbox"/> Deposit Account:					Large Entity		Small Entity			
Deposit Account Number	08-0750				Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
Deposit Account Name	Harness, Dickey & Pierce, P.L.C.				1051	130	2051	65	Surcharge - late filing fee or oath	
					1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
					1053	130	1053	130	Non-English specification	
					1812	2,520	1812	2,520	For filing a request for reexamination	
					1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
					1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
					1251	120	2251	60	Extension for reply within first month	
					1252	450	2252	225	Extension for reply within second month	
					1253	1020	2253	510	Extension for reply within third month	
					1254	1,590	2254	795	Extension for reply within fourth month	
					1255	2,160	2255	1080	Extension for reply within fifth month	
					1401	500	2401	250	Notice of Appeal	
					1402	500	2402	250	Filing a brief in support of an appeal	
					1403	1000	2403	500	Request for oral hearing	
					1452	500	2452	250	Petition to revive – unavoidable	
					1453	1500	2453	750	Petition to revive – unintentional	
					1501	1400	2501	700	Utility issue fee (or reissue)	
					1502	800	2502	400	Design issue fee	
					1460	130	1460	130	Petitions to the Commissioner	
					1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
					1806	180	1806	180	Submission of Information Disclosure Stmt	
					8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
					1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
					1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
					1801	790	2801	395	Request for Continued Examination (RCE)	790
					Other fee (specify) _____					
					*Reduced by Basic Filing Fee Paid			SUBTOTAL (3)	(\$ 790)	
4. SEARCH/EXAMINATION FEES										
Large Entity	Small Entity									
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description						
1202	50	2202	25	Claims in excess of 20						
1201	200	2201	100	Independent claims in excess of 3						
1203	360	2203	180	Multiple dependent claim, if not paid						
1204	200	2204	100	** Reissue independent claims over original patent						
1205	50	2205	25	** Reissue claims in excess of 20 and over original patent						
					SUBTOTAL (2) (\$ 0)					
					1111	500	2111	250	Utility Search Fee	
					1112	100	2112	50	Design Search Fee	
					1113	300	2113	150	Plant Search Fee	
					1114	500	2114	250	Reissue Search Fee	
					1311	200	2311	100	Utility Examination Fee	
					1312	130	2312	65	Design Examination Fee	
					1313	160	2313	80	Plant Examination Fee	
					1314	600	2314	300	Reissue Examination Fee	
					SUBTOTAL (4) (\$ 0)					

***or number previously paid, if greater; For Reissues, see above*

SUBMITTED BY				Complete (if applicable)	
Name (Print/Type)	Lydia N. Nenow	Registration No. (Attorney/Agent)	52,530	Telephone	314-726-7503
Signature				Date	August 24, 2005

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